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10 Attorneys for Petitioner and Plaintiff  
11 Exxon Mobil Corporation

12 **UNITED STATES DISTRICT COURT**  
13 **CENTRAL DISTRICT OF CALIFORNIA**

14 EXXON MOBIL CORPORATION,

15 Petitioner and  
16 Plaintiff,

17 v.

18 SANTA BARBARA COUNTY  
19 BOARD OF SUPERVISORS,

20 Respondent and  
21 Defendant,

22 and

23 ENVIRONMENTAL DEFENSE  
CENTER, GET OIL OUT!,  
24 SANTA BARBARA COUNTY  
ACTION NETWORK, SIERRA  
25 CLUB, SURFRIDER FOUNDATION,  
26 CENTER FOR BIOLOGICAL  
DIVERSITY, and WISHTOYO  
27 FOUNDATION,

28 **Intervenors.**

Case No. 2:22-cv-03225-DMG (MRWx)

**NOTICE OF INTENT TO DISMISS  
ACTION**

**Judge:** Hon. Dolly M. Gee  
**Courtroom:** 8C

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2       Petitioner and Plaintiff Exxon Mobil Corporation (“ExxonMobil”) filed this  
3 action on May 11, 2022, bringing claims for *inter alia* declaratory relief and/or  
4 damages for (a) takings in violation of the U.S. Constitution and the California  
5 Constitution; (b) violations of the Commerce Clause of the U.S. Constitution; (c)  
6 violations of the implied commerce clause of the California Constitution; and (d)  
7 illegal exercise of police power under the California Constitution (the  
8 “Complaint”). These claims arose from the Santa Barbara County Board of  
9 Supervisors’ (the “Board”) decision on March 8, 2022 to deny ExxonMobil’s  
10 permit application for the Interim Trucking for Santa Ynez Unit Phased Restart  
11 Project, Case No. 17RVP-00000-00081 (the “Permit Application”). The Permit  
12 Application sought authorization to amend the development plan for Exxon Mobil’s  
13 Santa Ynez Unit (“SYU”) to allow ExxonMobil to temporarily truck SYU’s crude  
14 oil first to the Phillips 66 Santa Maria Pump Station until it closed and then to the  
15 Plains Pentland Terminal for up to seven years or until a pipeline became available,  
16 whichever is shorter.

17       On January 19, 2024, ExxonMobil, the Board, and Intervenors  
18 Environmental Defense Center, Get Oil Out!, Santa Barbara County Action  
19 Network, Sierra Club, Surfrider Foundation, Center for Biological Diversity, and  
20 Wishtoyo Foundation (“Intervenors,” collectively the “Parties”) entered a  
21 stipulation, which *inter alia* authorized ExxonMobil to amend the Complaint on or  
22 before February 15, 2024 (the “Stipulation”) [Dkt. No. 60]. On January 23, 2024,  
23 the Court entered an order [Dkt. No. 61] approving the Parties’ Stipulation.

24       On February 14, 2024, ExxonMobil sold SYU to Sable Offshore Corp. In  
25 light of this sale, ExxonMobil will not amend the Complaint and, instead, intends to  
26 dismiss this action. ExxonMobil requires time to meet and confer with the Board  
27 and Intervenors regarding a stipulation to dismiss this action and related issues.

28       On or before March 15, 2024, ExxonMobil will file a stipulation to dismiss

1 this action or, to the extent the parties are unable to agree on the terms of dismissal,  
2 provide further notice to the Court.

3  
4 Respectfully submitted,

5 Dated: February 15, 2024

O'MELVENY & MYERS LLP

7  
8 By: Dawn Sestito  
Dawn Sestito

9 Attorneys for Petitioner and Plaintiff  
10 Exxon Mobil Corporation  
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